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**From:** Ken Lederman <ken.lederman@foster.com>  
**Sent:** Wednesday, May 6, 2020 8:21 AM  
**To:** Leefers, Kristin  
**Cc:** Ken Lederman  
**Subject:** RE: draft settlement agreement - EPA and SR

Thank you Kris. I don't see May 18 as a major impediment. I have a 9<sup>th</sup> Circuit argument Friday that has me distracted, but I will make this a top priority for early next week. If we run into delays or concerns, then we will reach out in advance.

Could we connect separately next week to discuss the ongoing PPA negotiations with Tri-Star, and to discuss some other logistical matters?

Stay safe and be well.

**Ken Lederman**  
Principal

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**From:** Leefers, Kristin [mailto:Leefers.Kristin@epa.gov]  
**Sent:** Tuesday, May 05, 2020 5:01 PM  
**To:** Ken Lederman  
**Subject:** draft settlement agreement - EPA and SR

Good Afternoon Ken,

Attached is a draft settlement agreement (SA\_SR\_v1) to address Spokane Recycling's liability at the Former Kaiser Smelter Site. There are a few comments throughout the document to help explain EPA's thinking or to flag areas for specific input. Please also be sure to review Appendix A. I believe it is a complete list of financial documents provided by your client to EPA for purposes of an Ability to Pay claim, but please confirm. Additionally, EPA will need a list of any current liens/encumbrances on the property, so I ask that your client provide such list. Details about the purpose of that list are contained in the settlement language.

If you have any questions as you are reviewing, please feel free to reach out to me. EPA requests that you provide comments no later than May 18, preferably using tracked changes in the word document for any proposed language edits. If you are unable to respond on behalf of SR by or before that date, please let me know.

Sincerely,  
Kris

Kris Leefers  
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